

Union Calendar No. 193

106TH CONGRESS
1ST SESSION

H. R. 2392

[Report No. 106-329, Part I]

To amend the Small Business Act to extend the authorization for the Small Business Innovation Research Program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 30, 1999

Mr. TALENT (for himself, Mr. BARTLETT of Maryland, Mrs. KELLY, and Ms. VELAZQUEZ) introduced the following bill; which was referred to the Committee on Small Business, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

SEPTEMBER 23, 1999

Reported from the Committee on Small Business with an amendment

[Strike out all after the enacting clause and insert the part printed in *italie*]

SEPTEMBER 23, 1999

Referral to the Committee on Science extended for a period ending not later than September 23, 1999

SEPTEMBER 23, 1999

The Committee on Science discharged; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

SEPTEMBER 23, 1999

Additional Sponsor: Mr. UDALL of New Mexico

A BILL

To amend the Small Business Act to extend the authorization for the Small Business Innovation Research Program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Small Business Innova-*
5 *tion Research Program Reauthorization Act of 1999”.*

6 **SEC. 2. FINDINGS.**

7 *Congress finds that—*

8 *(1) the small business innovation research pro-*
9 *gram established under the Small Business Innova-*
10 *tion Development Act of 1982 and reauthorized by the*
11 *Small Business Research and Development Enhance-*
12 *ment Act of 1992 (in this section referred to as the*
13 *“SBIR program”) is highly successful in involving*
14 *small businesses in federally funded research and de-*
15 *velopment;*

16 *(2) the SBIR program made the cost-effective*
17 *and unique research and development capabilities*
18 *possessed by the small businesses of this Nation avail-*
19 *able to Federal agencies and departments;*

1 (3) the innovative goods and services developed
2 by small businesses that participated in the SBIR
3 program have produced innovations of critical impor-
4 tance in a wide variety of high-technology fields, in-
5 cluding biology, medicine, education, and defense;

6 (4) the SBIR program is a catalyst in the pro-
7 motion of research and development, the commer-
8 cialization of innovative technology, the development
9 of new products and services, and the continued excel-
10 lence of this Nation's high-technology industries; and

11 (5) the continuation of the SBIR program will
12 provide expanded opportunities for one of the Na-
13 tion's vital resources, its small businesses, will foster
14 invention, research, and technology, will create jobs,
15 and will increase this Nation's competitiveness in
16 international markets.

17 **SEC. 3. EXTENSION OF SBIR PROGRAM.**

18 Section 9(m) of the Small Business Act (15 U.S.C.
19 638(m)) is amended to read as follows:

20 “(m) *TERMINATION.*—The authorization to carry out
21 the Small Business Innovation Research Program estab-
22 lished under this section shall terminate on September 30,
23 2007.”.

1 **SEC. 4. ANNUAL REPORT.**

2 *Section 9(b)(7) of the Small Business Act (15 U.S.C.*
 3 *638(b)(7)) is amended by striking “and the Committee on*
 4 *Small Business of the House of Representatives” and insert-*
 5 *ing “, and to the Committee on Science and the Committee*
 6 *on Small Business of the House of Representatives,”.*

7 **SEC. 5. THIRD PHASE ASSISTANCE.**

8 *Section 9(e)(4)(C)(i) of the Small Business Act (15*
 9 *U.S.C. 638(e)(4)(C)(i)) is amended by striking “; and” and*
 10 *inserting “; or”.*

11 **SEC. 6. RIGHTS TO DATA.**

12 *Section 9(j) of the Small Business Act (15 U.S.C.*
 13 *638(j)) is amended by adding at the end the following:*

14 *“(3) ADDITIONAL MODIFICATIONS.—Not later*
 15 *than 90 days after the enactment of the Small Busi-*
 16 *ness Innovation Research Program Reauthorization*
 17 *Act of 1999, the Administrator shall modify the pol-*
 18 *icy directives issued pursuant to this subsection to*
 19 *clarify that the rights provided for under subpara-*
 20 *graph (2)(A) of this subsection apply to all Federal*
 21 *funding awards falling under the definitions of ‘first*
 22 *phase’, ‘second phase’, or ‘third phase’, as specified in*
 23 *subsection (e)(4).”.*

1 **SEC. 7. REPORT ON PROGRAMS FOR ANNUAL PERFORM-**
2 **ANCE PLAN.**

3 *Section 9(g) of the Small Business Act (15 U.S.C.*
4 *638(g)) is amended—*

5 *(1) in paragraph (7), by striking “and” at the*
6 *end;*

7 *(2) in paragraph (8), by striking the period at*
8 *the end and inserting “; and”; and*

9 *(3) by adding at the end the following:*

10 *“(9) include, as part of its annual performance*
11 *plan as required by subsections (a) and (b) of section*
12 *1115 of title 31, United States Code, a section on its*
13 *SBIR program, and shall submit such section to the*
14 *Committee on Small Business of the Senate, and the*
15 *Committee on Science and the Committee on Small*
16 *Business of the House of Representatives.”.*

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